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6
7 BEFORE THE FAIR POLITICAL PRACTICES COMMISSION
8 STATE OF CALIFORNIA
9

10 In the Matter of

11
12 ALLEN CHAN,

13
14 Respondent.

FPPC No.: 04/019

STIPULATION, DECISION, and
ORDER

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16 Complainant Mark Krausse, Executive Director of the Fair Political Practices Commission, and
17 Respondent Allen Chan hereby agree that this stipulation will be submitted for consideration by the Fair
18 Political Practices Commission at its next regularly scheduled meeting.

19 The parties agree to enter into this stipulation to resolve all factual and legal issues raised in
20 this matter and to reach a final disposition without the necessity of holding an administrative hearing
21 to determine the liability of Respondent.

22 Respondent understands, and hereby knowingly and voluntarily waives, any and all procedural
23 rights set forth in sections 83115.5, 11503 and 11523 of the Government Code, and in section 18361.1
24 through 18361.9 of title 2 of the California Code of Regulations. This includes, but is not limited to, the
25 right to personally appear at any administrative hearing held in this matter, to be represented by an
26 attorney at Respondent's own expense, to confront and cross-examine all witnesses testifying at the
27 hearing, to subpoena witnesses to testify at the hearing, to have an impartial administrative law judge
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1 preside over the hearing as a hearing officer, and to have the matter judicially reviewed.

2 It is further stipulated and agreed that Respondent Allen Chan violated the Political Reform
3 Act by making campaign contributions in other than his legal name, in violation of Government
4 Code section 84301 (9 counts), as described in Exhibit 1. Exhibit 1 is attached hereto and
5 incorporated by reference as though fully set forth herein. Exhibit 1 is a true and accurate summary
6 of the facts in this matter.

7 Respondent agrees to the issuance of the decision and order, which is attached hereto.
8 Respondent also agrees to the Commission imposing upon him an administrative penalty in the
9 amount of Thirty Six Thousand Dollars (\$36,000). A cashier's check from Respondent in said
10 amount, made payable to the "General Fund of the State of California," is submitted with this
11 stipulation as full payment of the administrative penalty, to be held by the State of California until the
12 Commission issues its decision and order regarding this matter. The parties agree that in the event the
13 Commission refuses to accept this stipulation, it shall become null and void, and within fifteen (15)
14 business days after the Commission meeting at which the stipulation is rejected, all payments tendered
15 by Respondent in connection with this stipulation shall be reimbursed to Respondent. Respondent
16 further stipulates and agrees that in the event the Commission rejects the stipulation, and a full
17 evidentiary hearing before the Commission becomes necessary, neither any member of the
18 Commission, nor the Executive Director, shall be disqualified because of prior consideration of this
19 stipulation.

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21 Dated: _____

Mark Krausse, Executive Director
Fair Political Practices Commission

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24 Dated: _____

Allen Chan, Respondent

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IT IS SO ORDERED.

Liane M. Randolph, Chairman
Fair Political Practices Commission